

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

AARON ESPENSCHIED,
GARY IDLER, and
MICHAEL CLAY,
on behalf of themselves and a class
of employees and/or former employees
similarly situated,

Plaintiffs,

v.

Case No. 09-cv-625

DIRECTSAT USA, LLC,
and
UNITEK USA, LLC,

Defendants.

Plaintiffs' Rule 26(a)(3) Pretrial Disclosures

Pursuant to Fed.R.Civ.Pro 26(a)(3), Plaintiffs hereby provide the following information about the evidence that they may present at trial other than solely for impeachment:

**26(a)(3)(A)(i) – THE NAME AND, IF NOT PREVIOUSLY PROVIDED, THE ADDRESS AND
TELEPHONE NUMBER OF EACH WITNESS – SEPARATELY IDENTIFYING THOSE PLAINTIFFS
EXPECT TO PRESENT AND THOSE THEY MAY CALL IF THE NEED ARISES:**

Witnesses Plaintiffs expect to call:

1. Daniel Yannantuono (Adversely) (Live)
2. Yvette Shockman (Adversely) (Live)
3. Elizabeth Downey (Adversely) (Live)
4. Jason Heaberlin (Adversely) (Live)
5. William Morrison (Adversely) (By video deposition)
6. James Dellinger (Adversely) (Live)
7. Phil Wannarka (Adversely) (Live or by deposition designation)
8. Stephanie Cook (Adversely) (pursuant to FRCP 43 contemporaneous transmission via phone or other means)

9. David Deserre (WI) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
10. Chad Ludlum (WI) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
11. Ray Wetzel (CA) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
12. James George (NV) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
13. Stephen Forrest (AZ) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
14. R.J. Hutchison (IN) (Live pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
15. Aaron Espenscheid (WI) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
16. Gary Idler (MN) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
17. Scott Barnes (MN) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
18. Tom Berryman (MN) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
19. Daniel Allers (MN) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
20. Brian Carrier (MN) (Pursuant to FRCP 43 contemporaneous transmission via phone or other means or by deposition designation) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
21. Marc Braniff (MN) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
22. Steve Kopischke (MN) (Pursuant to FRCP 43 contemporaneous transmission via phone or other means or by deposition designation) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
23. Brett Domke (WI) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
24. Randall Whitrock (WI) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
25. James Atkinson (WI) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
26. Bradley Pauwels (WI) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)

27. Michael Clay (PA) (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
28. Herbert Blunt (PA) (By video deposition) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
29. Frantz Charles (PA) (By video deposition) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
30. Hank Holloway-Bryant (PA) (By video deposition) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
31. Christopher Nye (PA) (By video deposition) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
32. Scott Barnes (MN) (Live or pursuant to FRCP 43 contemporaneous transmission via phone or other means) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)
33. David Lewin, PhD. (Live) (c/o Gingras, Cates and Luebke, 8150 Excelsior Drive, Madison, WI 53717)

Witnesses Plaintiffs may call:

1. Cathy Lawley (Adversely)
2. Robert Fabrizio (Adversely)
3. Martin Jones (Adversely)
4. Jeff Winterbottom (Adversely)
5. Bryce Woodford (Adversely)
6. Ken Billak (Adversely)
7. Robert Bogseth (Adversely)
8. Angela Peterson (Adversely)
9. Bryan Bruheim (WI)
10. Michael Jackson (WI)
11. Dustin Nicholson (WI)
12. Dennis Warner (WI)
13. Todd Witkowski (WI)
14. Todd Brennan (WI)
15. Nathan Fraley (WI)
16. Scott Barnes (MN)
17. William Daily (attorney at Gingras, Cates & Luebke)
18. Lori Connor (paralegal at Axley Brynerson)

26(a)(3)(A)(ii) – THE DESIGNATION OF THOSE WITNESSES WHOSE TESTIMONY PLAINTIFFS EXPECT TO PRESENT BY DEPOSITION AND, IF NOT TAKEN STENOGRAPHICALLY, A TRANSCRIPT OF THE PERTINENT PARTS OF THE DEPOSITION:¹

1. Abraham Kawah
2. Jeremy Johnson
3. Christopher Johnson

¹ The designations of the pertinent portion of each deposition has been filed concurrently herewith under separate pleading.

4. Grant Dorniden
5. Todd Brennan
6. Cathy Lawley
7. Robert Fabrizio
8. Peter Paige
9. Steven Norgbean
10. Nathan Fraley
11. Raymond Larkin (Trimble)
12. Dustin Nicholson
13. Robert Pass
14. Andry Pererva
15. Ishmael Bah
16. Daniel Eckman
17. Troy Gilbertson
18. Robert Hammond
19. Mitchell Hanson
20. Martin Jones
21. Creed Patrick
22. Michael Terry
23. Dennis Warner
24. Phil Wannarka
25. Brian Carrier
26. Steve Kopischke
27. Scott Barnes

26(a)(3)(A)(iii) – AN IDENTIFICATION OF EACH DOCUMENT OR OTHER EXHIBIT, INCLUDING SUMMARIES OF OTHER EVIDENCE – SEPARATELY IDENTIFYING THOSE ITEMS PLAINTIFFS EXPECT TO OFFER AND THOSE THEY MAY OFFER IF THE NEED ARISES:

Documents Plaintiffs expect to use:

1. Dellinger email, 9-11-08, re. Overtime Reporting DSAT-UTEK 364382
2. UniTek USA Employee Handbook Jan. 2007 - Feb. 2009 (Depo. exh. 2) DSAT/UTEK 000089-132
3. UniTek USA Employee Policy Booklet July, 2007 - June, 2008 (Depo. exh. 3) DSAT/UTEK 000035-88.
4. UniTek USA / DirectSat USA Employee Handbook (Depo. exh. 4) *no Bates numbers on this one, but this consists of a cover, pages 1 - 43 and a three page addendum*
5. UniTek USA DirectSat USA Employee Policy Booklet June, 2008 through 2-26-10 (at least, because note on page says “current” and the exhibit was marked on 2-26-10) (Depo. exh. 5) *no Bates on this page* [the document totals 60 pages, with a “Safety Orientation Checklist” appended and numbered page “47”]

6. DirectSat USA Employee Handbook (Depo. exh. 6) DSAT/UTEK 001892 - 1935
7. DirectSat USA Employee Handbook July, 2009 - unspecified time (Depo. exh. 7): DSAT/UTEK 001750 - 1797
8. DirectSat USA Fleet Policy Handbook March, 2009 (Depo. exh. 8; also Depo. exh. 1, Woodford) *no Bates on this page*, but the copy used at Woodford's depo numbered Espenscheid 1 - 17.
9. DirectSat Management Guidebook (Depo. exh. 9) DSAT/UTEK 001736
10. 10-1-09 Yannantuono memo re New Timesheet Guidelines (Depo. exh. 11)
11. DirectSat Weekly Timesheet (blank) (Depo. exh. 12) (also Depo. exh. 5, Woodford).
12. Job Description - Technician (Depo. exh. 10) DSAT/UTEK 135-37
13. Phone Calling Policy: "Collectively we are not doing a good job..." Depo. exh. 13
14. Standard Installation sheet MN and WI rates 11-9-08 - Espenscheid (signed 5-26-09) (Depo. exh. 16) (also Depo. exh. 3, Woodford)
15. Espenscheid time sheet 6-20-09 (Depo. exh. 17)
16. Payroll explanation and compliance form (Depo. exh. 19) DSAT/UTEK 2011-2013
17. Unitek new hire checklist (Depo. exh. 22) DSAT/UTEK 14
18. Corrective Action Process (Depo. exh. 26) DSAT/UTEK 001730-36
19. New Hire Process Policy (Depo. exh. 47) DSAT/UTEK 002004-5
20. UniTek USA Employee Policy Booklet with excerpt - Company Owned Vehicle policy DSAT/UTEK 35, 52-53 (note: there is a separate Bates number cut off in the copy)
21. UniTek USA Employee Policy Booklet with excerpt on GPS policy prepared by Fabrizio 6-7-07 DSAT/UTEK 35, 54
22. Michael Clay's Standard Installation sheet, 6-4-07 DSAT/UTEK 98253
23. DirectSat USA Technician Expectations (Depo. exh. 1, Dellinger) DSAT/UTEK 112444-46
24. Snell email chain 9-24-09 re. GPS exception reporting DSAT/UTEK 364374-76

25. Giacalone email chain 10-29-07 DSAT/UTEK 364377-81
26. Wannarka email chain 9-15-08 re. Time sheets and lunch (Depo. exh. 11) Idler 3876-77
27. DirectSat Technician Payroll Policy & Procedures - effective 12-4-06 DSAT/UTEK 9656
28. 10-16-08 memo from Shockman re How Piece Rate is Calculated (*numbering is "NKA008311"*)
29. Packet of 207 DirectSat emails to Idler from August, 2009, as identified in Haag Aff., Dkt. #375, ¶ 6-8
30. Packet of 135 DirectSat emails to Espenscheid from August, 2009, as identified in Haag Aff., Dkt. #375, ¶ 6-8
31. Packet of 162 DirectSat emails to Idler from September, 2009, as identified in Haag Aff., Dkt. #375, ¶ 6-8
32. Packet of 122 DirectSat emails to Espenscheid from September, 2009, as identified in Haag Aff., Dkt. #375, ¶ 6-8
33. Emails to and from Brian Carrier in 2009, CARRIER² 1-14
34. Carrier Workorders, CARRIER 15-90
35. Carrier personnel file DSAT/UTEK 145637-663
36. Carrier timesheets 1.3.09-3.21.09, Non-sequential Bates
37. Carrier meeting sign-in sheets (Big Lake, MN) DSAT/UTEK 016965-999 (there are gaps in the numbering, but the exhibit is one packet of sign-in sheets)
38. PA Calls 2008-2009, Bates DSAT-UTEK 165496-165581
39. Technician Meeting Sign-In Sheets (Claremont, MN), DSAT-UTEK 016780-016880
40. Email Shockman 11.15.07 regarding an exit interview, DSAT-UTEK 043099-100
41. Corrective Action Notice ("CAN"), DSAT-UTEK 061404 (Noll 10.15.08)
42. CAN, DSAT-UTEK 074605 (Corpus 3.4.09)
43. CAN, DSAT-UTEK 008502 (Holmes 12.22.09)

² References to Bates ranges are in all CAPITAL letters for ease of reference in this document, the actual bates are in lower case.

44. Cell Phone Policy (Espenscheid), DSAT-UTEK 000022
45. Email Idler 10.19.09 regarding new timesheets, IDLER 50372-84
46. Power Point slides "New Timesheets-effective 10/4/09", No Bates range
47. Woodford Email 9.17.09 regarding paycheck verification procedure, DSAT-UTEK 00166, 00163
48. Trimble Manual and Reports, TRIMBLE/@ROAD DIRECTSAT CONFIDENTIAL 002070-002281
49. Email Norm Snell 8.12.09, DSAT-UTEK 366705-07
50. Email John Kowalski 5.9.07, DSAT-UTEK 366821-22
51. Email Greg Militello 8.11.09, DSAT-UTEK 366855-56
52. Email Phil Wannarka 9.1.09, IDLER 50431-32
53. Email Phil Wannarka 9.29.10, IDLER 50363-64
54. Email Phil Wannarka 8.10.09, IDLER 50420-27 (Depo. Exh. 62)
55. @Road Report 4.28.09 regarding onsite by 8:00 am, No Bates range
56. Email William Jones 5.8.09, IDLER 50370-71
57. Email Scott Barnes 8.10.09, IDLER 50395
58. Email Dennis Ross 8.10.09, IDLER 50397
59. Email Dennis Ross 10.19.09, IDLER 50372-84 (Idler Depo Exh. 9)
60. Personnel Action Notice ("PAN") 7.20.09, DSAT/UTEK 105083
61. PAN 8.13.09 DSAT/UTEK 105080
62. Email Elizabeth Downey 9.11.08, DSAT/UTEK 105063
63. COV Policy DSAT/UTEK 105029-31
64. Lawley Memo 10.12.09 DSAT/UTEK 105059
65. Timesheet exemplar DSAT/UTEK 001742

66. Hisey Letter to Wannarka DSAT/UTEK 105019-105020
67. Email to Wannarka, IDLER 50433
68. Idler GPS example (no Bates) with exemplar timesheet (IDLER 3)
69. Email Wannarka 4.28.09 IDLER 50559-60 with @Road Report IDLER 50561-569 (Depo. Exh. 61)
70. Email Wannarka 8.6.09 IDLER 50394
71. Safety Meeting Report DSAT/UTEK 016788-89
72. Email Wannarka 9.15.08 IDLER 3876-77
73. Point Matrix DSAT/UTEK 00533-39
74. Point Matrix DSAT/UTEK 00516-18
75. Performance Measurement Policy DSAT/UTEK 22070
76. Email Wannarka 8.13.09 IDLER 50428-30
77. Email Miller and Lawley 11.2.09 DSAT/UTEK 077381-83
78. Email Wannarka 8.2.09 IDLER 50555-57
79. CAN 1.29.09 DSAT/UTEK 023865
80. Idler Depo. Exh. 11 (Timesheets)
81. Idler Depo. Exh. 5 (Personnel File)
82. GPS Installation IDLER 49898
83. Idler Depo. Exh. 10 (Jeremy Johnson email)
84. Idler Depo. Exh. 12 (GPS data)
85. Idler Depo. Exh. 13 (timesheet and GPS data)
86. Idler Timesheets, week ending 2.7.09 – 2.6.10, Bates non-sequential
87. Idler GPS and payroll data provided by DirectSat 8.1.09-10.31.09, no Bates
88. PROS Report re Dan Allers DSAT/UTEK 109834 and 109405

89. Allers timesheets 3.14.09-3.13.10, Non-sequential Bates
90. Allers GPS and payroll data provided by DirectSat 8.1.09-11.1.09, no Bates
91. Allers personnel file DSAT/UTEK 356470-526
92. Scott Barnes timesheets 1.4.09-10.19.09, Non-sequential Bates
93. Barnes personnel file DSAT/UTEK 167101-133
94. Tom Berryman timesheets 3.14.09, 3.28.09, 8.15.09
95. Berryman GPS and payroll data provided by DirectSat 5.19.09-8.14.09
96. Berryman personnel file DSAT/UTEK 144484-521
97. Marc Braniff timesheets 2.21.09-8.15.09, Non-sequential Bates
98. Braniff GPS and payroll data provided by DirectSat 6.28.09-9.24.09
99. Braniff personnel file DSAT/UTEK 145119-237
100. Steve Kopischke personnel file DSAT/UTEK 148237-266
101. Kopischke time sheets 6.26.09-9.5.09, Non-sequential Bates
102. Kopischke GPS and payroll data provided by DirectSat 7.20.09-8.31.09, no Bates
103. Corrective Action Form – Discipline for missed weekly meetings.
DSAT/UTEK: 005185; 005296; 005499; 005500;
005589; 011985; 012167; 013822;
015056; 018103; 018382; 018386;
018739; 018740; 018741; 019991;
038536; 041034; 044990; 044993;
046346; 047190; 048575; 053987;
062889; 063741; 064285; 074605-606;
076888; 079790; 104255; 105514;
105524; 154312; 105520; 154318;
115522; 117607; 121949; 123722;
164985; 123723; 164986; 130985;
132721; 134176; 143061; 145280;
153038; 155429; 155459; 159520;
163227-229; 163671; 163937;
164017; 164019; 164799; 170453;
352315; 171548; 353410; 173274;

355080; 299490; 301979; 352531;
354132; 357275; 357605; 361754;
362449; 362972; 362976.

104. Corrective Action Form – Discipline for missing other mandatory meetings and events.

DSAT/UTEK: 136741; 171593; 173329; 351972;
352564; 115951.

105. Corrective Action Form – Discipline for performance on scorecard.

DSAT/UTEK: 009417; 011314; 027254; 037949;
049484; 049869; 059601; 062419;
062815; 063002; 103131; 119625;
152390; 115678; 117431; 152360;
130039; 135804; 142406; 155891;
156813; 157518; 158183; 158852;
159278; 160570; 162419; 170588;
172688; 174744; 178387; 301977;
356113.

106. Correction Action Form – Discipline related GPS-detected violations.

DSAT/UTEK: 005360; 005593; 063622-623; 008502;
010490; 014812-813; 015122; 015148-149;
019034; 024486; 025465-467; 039719;
044242; 045931; 365333; 047565;
364866; 047567; 364868; 053986;
054435; 060700-701; 063622; 078832;
098570; 133593; 098572-573; 133595-596;
098728; 098724; 114216-217; 098733;
114221; 104144-145; 120331-332; 104146;
120333; 105512-513; 154310; 105518-519;
154316-317; 115681; 115841; 116185-186;
118542; 122344; 127285; 127577;
136208; 136740; 140875; 141168;
143063-064; 144875; 146412-414; 147462;
149708-709; 150825-827; 154068; 158686-687;
160247; 160250; 166497-498; 173750;
175568-571; 246313; 246316; 294439;
352526; 352688; 354135; 356785; 362433;

107. Correction Action Form – Discipline for failing to make customer contact.

DSAT/UTEK: 041078; 036977;

108. Termination Report – Termination for low scorecard rating.

DSAT/UTEK: 009922; 053895; 060529; 074325;
102169; 114824; 115900; 129498;

130015; 130039; 138437; 141764;
147514; 149521; 155370; 155448;
159256; 160543; 167034; 169548;
173055; 174521; 174706; 178342;
178971; 301542; 351874; 354861;
356084;

109. Termination Report – Termination for performance generally.

DSAT/UTEK: 039686; 055537; 056118; 058270;
074415-416; 098453; 104507; 114980;
115507; 118321; 125029; 146166;
172384; 354190; 173259; 173954;
350722; 364750;

110. Termination Report – Termination for violation of a policy that was discovered through managers and/or supervisor's use of GPS.

DSAT/UTEK: 054414; 064160; 078751;
173503; 173511-514;

111. Termination Report – Terminated in part for being tardy for or missing mandatory meetings.

DSAT/UTEK: 060920; 074576;

112. Personnel Action Notice – Relating to per diem payments paid to technicians.

DSAT/UTEK: 006690; 103110; 119604; 152369;
138042; 143645; 152338; 165000;
357233;

113. Personnel Action Notice – Bonuses to technicians for moving from position of installation technician to lead installation technician.

DSAT/UTEK: 300907; 302416;

114. Personnel Action Notice – Reflecting pay for training other technicians.

DSAT/UTEK: 163476; 182119; 354114; 357226;

115. Personnel Action Notice – Pay to technician for covering supervisor position during supervisor's vacation.

DSAT/UTEK: 363695;

116. Personnel Action Notice – Bonuses for being selected as Tech of the Quarter.

DSAT/UTEK: 170130; 351988; 357229;

117. Personnel Action Notice – QC Bonuses.

DSAT/UTEK: 103115; 119609; 152332; 152334; 179042;

118. Personnel Action Notice – Jump Bonus for working a 6-day week.

DSAT/UTEK: 353955-959;

119. Personnel Action Notice - Bonuses for Safety Bingo.

DSAT/UTEK: 173979; 355678;

120. E-mail from Sara Rafferty to Yvette Shockman dated March 5, 2007, providing for additional pay for training at a daily rate.

DSAT/UTEK: 296917;

121. Authorization to Deduct from UNITEK USA Employee – Deductions for lost items.

DSAT/UTEK: 009930; 027277; 057848; 058337; 059532; 020385

122. Authorization to Deduct from UNITEK USA Employee – Deductions for stolen items.

DSAT/UTEK: 006286; 037933; 102680; 102701;
119337; 119358; 155397; 157662;
160219; 163883; 007746

123. Authorization to Deduct from UNITEK USA Employee – Deductions for “lost/stolen” items.

DSAT/UTEK: 009932; 074334; 018434

124. Shockman 4.13.07 email string re deduction for frozen equipment in truck DSAT-UTEK 042670-673

125. Earnings Statement – Including trainer pay.

DSAT/UTEK: 073761;

126. Earnings Statement – Including pay for protection plan.

DSAT/UTEK: 073698; 073723; 073732; 073781;
073789; 073799; 073845; 073850;
073901; 073911;

127. Earnings Statement – Including pay for DTV – Sales

DSAT/UTEK: 073700; 073737;

128. Earnings Statement – Including additional pay for field training.

DSAT/UTEK: 073710;

129. Earnings Statement – Including Bonus Pay.

DSAT/UTEK: 073733;

130. Earnings Statement – Including pay for DTV Retention

DSAT/UTEK: 073739;

- 131. Exit Interview – Tony Moore
DSAT/UTEK: 055382-383
- 132. Exit Interview – Gregory Hooks
DSAT/UTEK: 300718-719
- 133. Shockman email 11.15.07 re exit interview DSAT-UTEK 043099
- 134. Corrective Action Form – States when techs' day begins
DSAT/UTEK: 159120
- 135. Personnel File Documents Relating to ERD Case LS200903643.
DSAT/UTEK: 179005-179015; 107659-660.
- 136. Corrective Action Form – Discipline for improper work order disposal.
DSAT/UTEK: 008577
- 137. Corrective Action Form – Discipline for improper inventory rotation.
DSAT/UTEK: 018117
- 138. Corrective Action Form – Discipline for break.
DSAT/UTEK: 077981
- 139. Corrective Action Form – Discipline for improperly turning in Work Orders.
DSAT/UTEK: 078995
- 140. Corrective Action Form – Discipline for claiming overtime without appropriate approval.
DSAT/UTEK: 170591
- 141. Espenscheid Timesheets dated 6/28/08-12/19/09
- 142. Espenscheid GPS and payroll data provided by DirectSat dated 8/2/09-11/1/09
- 143. Espenscheid Personnel File DSAT-UTEK 000013-000032
- 144. Ludlum Timesheets dated 6/28/08-8/29/09
- 145. Ludlum Personnel File DSAT-UTEK 148781-148832
- 146. Ludlum review DSAT-UTEK 111859-60
- 147. Wetzel Timesheets dated 8/25/07-2/16/08
- 148. Wetzel Personnel File DSAT-UTEK 155957-155991

149. James George Timesheets dated 8/9/08-2/7/09
150. George Personnel File DSAT-UTEK 168068-168123
151. Stephen Forrest Timesheets dated 9/20/08-2/28/09
152. Forrest Personnel File DSAT-UTEK 171506-171548
153. R.J. Hutchison Timesheets dated 2/28/09-2/6/10
154. R.J. Hutchison GPS and payroll data provided by DirectSat dated 12/13/09-3/13/10
155. R.J. Hutchison Personnel File DSAT-UTEK 358225-358268
156. David Lewin Report dated 8.12.10 (inclusive of exhibits)
157. David Lewin Report dated 10.12.10 (inclusive of exhibits)
158. David Lewin Report dated 4.11.11 (inclusive of exhibits)
159. David Lewin Report dated 4.21.11 (inclusive of exhibits)
160. David Lewin CV
161. DSAT-UTEK 165980 Shockman Notebook entry re. OT training
162. DSAT-UTEK 165969 Shockman Notebook entry re. OT and lunch
163. DSAT-UTEK 165771 Shockman Notebook entry re. OT calculation
164. DSAT-UTEK 166024 Shockman Notebook entry re. start of workday
165. DSAT-UTEK 109264 Yannantuono email re Payroll change
166. DSAT/UTEK 001182-3 New Hire Facilitator's Guide re Work Orders
167. DSAT-UTEK 000594 New Hire Facilitator's Guide
168. DSAT-UTEK 00029- DirectSat Org. Chart 1.21.2010
169. DSAT-UTEK 001990 Piece Rate Calculation Memo 2.20.09
170. DSAT-UTEK 0019 DirectSat HR Org. Chart

171. DSAT-UTEK 020945 Training Pay Structure and rates
172. Herbert Blunt GPS and payroll data provided by DirectSat dated 8.1.09-11.1.09
173. Christopher Nye GPS and payroll data provided by DirectSat dated 8.2.09-10.31.09
174. Michael Clay Timesheets week ending 9.1.07-2.2.08, Bates Non-sequential
175. Clay personnel file, DSAT-UTEK 099509-550; 114823-864; 146041-082
176. Herbert Blunt timesheets week ending 1.19.08-12.26.09, Bates Non-sequential
177. Blunt personnel file DSAT-UTEK 134007-066; 144815-875
178. Frantz Charles timesheets week ending 8.15.09-12.26.09, Bates Non-sequential
179. Charles personnel file DSAT-UTEK 012118-176
180. Charles GPS and payroll data provided by DirectSat dated 8.1.09-10.20.09, no Bates
181. Christopher Nye timesheets week ending 2.14.09-3.26.11, Bates Non-sequential
182. Nye personnel file DSAT-UTEK 157772-832
183. Nye GPS and payroll data provided by DirectSat dated 8.1.09-10.31.09, no Bates
184. Hank Holloway-Bryant personnel file DSAT-UTEK 165179-211
185. James Atkinson personnel file DSAT-UTEK 142565-142586
186. Atkinson timesheets week ending 6.28.08-4.4.09, Bates Non-sequential
187. David Deserre personnel file DSAT-UTEK 146368-146508
188. Deserre timesheets week ending 11.15.08-4.11.09, Bates Non-sequential
189. Brett Domke personnel file DSAT-UTEK 013601-013623
190. Domke timesheets week ending 1.3.09-11.28.09, Bates Non-sequential

191. Domke GPS and payroll data provided by DirectSat dated 8.2.09-10.31.09, no Bates
192. Bradley Pauwels personnel file DSAT-UTEK 138668-138708; 151484-151524
193. Pauwels timesheets week ending 2.21.09-1.23.10, Bates Non-sequential
194. Randall Whitrock personnel file DSAT-UTEK 105565-105602; 120757-120794; 154323-154360
195. Whitrock timesheet 11.7.09 DSAT-UTEK 328312
196. Whitrock GPS and payroll data provided by DirectSat dated 8.2.09-10.31.09, no Bates
197. Yannantuono email chain 5-20-09 re: Mike Thompson DSAT/UTEK 364372-73
198. Riddle email chain 1-25-08 re: Chicago labor DSAT/UTEK 364387
199. Riddle email chain (8-10-07) re. Margin Critical Situation DSAT/UTEK 364388-90
200. Heaberlin email chain (2-2-2010) re. Techs scheduled hours vs. closed work DSAT/UTEK 364391-394
201. DSAT/UTEK 368386 Pre-call checklist
202. Quarter-end rate sheet DSAT/UTEK 036586 (Woodford Depo Exh 2)
203. Winterbottom Depo Exh 13- Memorandum to technicians re: calls to customers. (not bates-stamped).
204. Winterbottom Depo Exh 14- Memorandum dated July 9, 2008 from Yvette Shockman to All Technicians and Hourly Personnel re: Timesheet Policy. (Bates- No. DSAT/UTEK 001996)
205. Winterbottom Depo Exh 15- Memorandum dated February 2, 2009 to all technicians re: timesheet policy. (Bates No. DSAT/UTEK 001984)
206. Winterbottom Depo Exh 58- Declaration of Jeffrey Winterbottom. (not bates-stamped).

207. Winterbottom Depo Exh 59- Activity Detail Activity Report from 10/7/07 to 10/9/07. (Bates Nos. DSAT/UTEK 011320-011332).
208. Winterbottom Depo Exh 60- Exception Report. (Bates Nos. DSAT/UTEK 061487-061489).
209. Weekly PROS reports from Minnesota profit centers:
 - PROS Report 20100816-1425, created 8/16/2010 by Latesha Winston, Bates no. DSAT-UTEK109405
 - PROS Report 20100712-1533, created 7/12/2010 by Latesha Winston, Bates no. DSAT-UTEK109895
 - PROS Report 20100426-1644, for W/E 04.24.10 - 698-3, created 4/26/2010, Bates no. DSAT-UTEK109723
 - PROS Report 20100223-1454, for W/E 02.20.10 - 698-3, created 2/23/2010, Bates no. DSAT-UTEK109603
 - PROS Report 2009-05-17_2009, for W/E 05.23.09 - 698-2, created 5/26/2009, Bates no. DSAT-UTEK109797
 - PROS Report 2009-02-08_2009, for W/E 02.14.09 - 698-2, created 2/16/2009, Bates no. DSAT-UTEK109323
210. Bryan Bruheim timesheets week ending 12.27.08 – 3.13.10, non-sequential Bates
211. Dennis Warner personnel file DSAT-UTEK 105098-105142
212. Warner timesheets weekending 1.3.09-10.3.09

Documents Plaintiffs may use:

1. 7-9-08 memo from Shockman re Timesheet Policy, (Depo. exh. 14) DSAT/UTEK 1996
2. 2-2-09 Timesheet Policy (Depo. exh. 15) DSAT/UTEK 1984
3. Authorization to deduct from DirectSat USA employee - blank, with additional fill out (Depo. exh. 27) DSAT/UTEK 173, 10581, 10583, 14331
4. New employee payroll date form (Depo. exh. 23) DSAT/UTEK 13
5. Authorization to Deduct from DirectSat USA employee (blank) (Depo. exh. 27)
6. Weekly Timesheet (blank) revision date 7-8-08 DSAT/UTEK 174 (Depo. exh. 32)
7. 12-3-09 memo re Paycheck Verification Procedure (Depo. exh. 46)
8. Personnel Action Notice (blank) (Depo. exh. 48) DSAT/UTEK 2009-10

9. Termination report (blank) with termination policies (Depo. exh. 52) DSAT/UTEK 3135-37
10. Fleet Maintenance Policy and Procedures (Depo. exh. 65) DSAT/UTEK 6821
11. COV instructions (Depo. exh. 66) DSAT/UTEK 10376-7
12. 10-3-07 memo from Shockman re. Timesheet Policy DSAT/UTEK 163
13. 10-16-08 memo from Shockman re. How Piece Rate is Calculated DSAT/UTEK 171
14. Weekly Timesheet (blank) DSAT/UTEK 296
15. DirectSat org chart, (Depo. exh. 6, Yannantuono) DSAT/UTEK 488
16. Overtime Policy in effect in March, 2007 (signed by "Santiago") DSAT/UTEK 4885
17. Time Card Policy & Procedure (Depo. exh. 64) (Depo. exh. 2, Bah) DSAT/UTEK 4886-7
18. DirectSat Technician Policy Payroll and Procedures, signed by Bolden 1-9-07 (Depo. exh. 63) DSAT/UTEK 9991-2
19. Truck Kit / Tool Issuance Form [technician name is illegible] (Depo. exh. 55) DSAT/UTEK 10514
20. GPS activity report 10-7-07 - 10-9-07 (Depo. exh. 2, Yannantuono; also Depo. exh. 59) DSAT/UTEK 11320-11332.
21. GPS acknowledgement (bearing Larry Clark's signature) prepared by Fabrizio, 6-7-07 DSAT/UTEK 11664 (Depo. exh. 3, Yannantuono)
22. DirectSat Tool Form signed 7-17-07 (Depo. exh. 56) DSAT/UTEK 12846
23. Crowder corrective action form, 2-6-07 DSAT/UTEK 12916
24. Gall corrective action form, 1-20-10 DSAT/UTEK 14868
25. Nowak corrective action form, 2-24-09 DSAT/UTEK 23865
26. Scorecard for Mark Schmidt (Depo. exh. 2, Woodford) DSAT/UTEK 36586
27. Peterson 3-19-09 email chain re Noyes - speeding - GPS data (Depo. exh. 60) DSAT/UTEK 61487-61489
28. Lawley email chain including GPS data relative to Shannon Thuecks, 11-3-09 DSAT/UTEK 77374-88.

29. 11-2-09 Miller email chain re. Shannon Thuecks (GPS information) DSAT/UTEK 77381-83
30. Creed Patrick email chain (Depo. exh. 1, Patrick) DSAT/UTEK 100781-82
31. Hisey email chain (8-11-07) re. Marting Update DSAT/UTEK 364383-86
32. Riddle email chain 10-12-07 re. SkyREPORT DSAT/UTEK 364395-402
33. 4-21-09 email chain Johnson / Wannarka / Braniff re SIN7 SIN30 (Depo. exh. 10, Idler) Idler 49709-10
34. Leider email chain 1-17-10 re. Time cards and travel Idler 50482-84
35. Unitek organization charts. (Depo. exh. 1, Yannantuono)
36. UniTek USA DirectSat USA Time Card Policy & Procedures 6-22-06 revision (Depo. exh. P-14) D-18030-31 *marked at Downey depo, 2-2-10*
37. Up-Training Request, (Depo. exh. 4)
38. Weekly Time Variance Trimble 2176-2177
39. Weekly timesheet (blank) Revision date: 7-6-08
40. Declaration of Clayton Abernathy
41. Declaration of Fuad Abugelbara
42. Declaration of Gregg Adamson
43. Declaration of Daniel Allers
44. Declaration of Judd Altenburg
45. Declaration of Sergio Alvarez
46. Declaration of Jonathan Archibald
47. Declaration of Jonathan Arendosh
48. Declaration of James Atkinson
49. Declaration of Mauricio Ayala

- 50. Declaration of Thomas Berryman
- 51. Declaration of Adam Blackwell
- 52. Declaration of Herbert Blunt
- 53. Declaration of Kenneth Boggs
- 54. Declaration of Ricardo Bolano
- 55. Declaration of Marc Braniff
- 56. Declaration of Dennis Broussard
- 57. Declaration of Kenderman Brown
- 58. Declaration of Donald Bruce
- 59. Declaration of Bryan Bruheim 2/17/10
- 60. Declaration of Bryan Bruheim 4/6/11
- 61. Declaration of Lamont Burdine
- 62. Declaration of Joshua Burling
- 63. Declaration of Marvin Butler
- 64. Declaration of Brian Carrier
- 65. Declaration of John Castro
- 66. Declaration of Franz Charles
- 67. Declaration of Alfred Ciarletta
- 68. Declaration of Michael Clay
- 69. Declaration of Stephanie Cook
- 70. Declaration of Patrick Cragin
- 71. Declaration of Sheldon Dable
- 72. Declaration of Kyle Darst

- 73. Declaration of Carl Davis
- 74. Declaration of David Deserre
- 75. Declaration of Brett Domke
- 76. Declaration of Grant Dorniden
- 77. Declaration of Thomas Ejnik
- 78. Declaration of Aaron Espenscheid
- 79. Declaration of Chuck Evers
- 80. Declaration of Stephen Forrest
- 81. Declaration of Nathan Fraley
- 82. Declaration of Terrance Wayne Franklin
- 83. Declaration of Christopher Frey
- 84. Declaration of James George
- 85. Declaration of Troy Gilbertson
- 86. Declaration of Christopher Gillespie
- 87. Declaration of Kenneth Haehl
- 88. Declaration of Gregory Haley
- 89. Declaration of Robert Hammond
- 90. Declaration of Mitch Hanson
- 91. Declaration of Joel Hoheisel
- 92. Declaration of RJ Hutchison
- 93. Declaration of Gary Idler
- 94. Declaration of Gregg Jablonowski
- 95. Declaration of Jeremy Johnson

- 96. Declaration of Gregoire Joseph
- 97. Declaration of Abraham Kawah
- 98. Declaration of Steve Kopischke
- 99. Declaration of Robert Lantzy
- 100. Declaration of Michael Larrabee
- 101. Declaration of Keith Leitzinger
- 102. Declaration of Rachel Loftin
- 103. Declaration of James Long
- 104. Declaration of Chad Ludlum 10/20/10
- 105. Declaration of Chad Ludlum 3/10/11
- 106. Declaration of Roney Martinez
- 107. Declaration of Richard Mayer
- 108. Declaration of Marlon Mills
- 109. Declaration of William Morrison
- 110. Declaration of Brad McNeil
- 111. Declaration of Steven Norgbean
- 112. Declaration of Christopher Nye
- 113. Declaration of Joseph O'Brien
- 114. Declaration of Peter Paige
- 115. Declaration of Tyler Parker
- 116. Declaration of Robert Pass
- 117. Declaration of Bradley Pauwels
- 118. Declaration of John Peshek

- 119. Declaration of Terry Petersen
- 120. Declaration of Stewart Thomas Phillips
- 121. Declaration of Joshua Pillsbury
- 122. Declaration of Carlos Piloto
- 123. Declaration of Carlos Puebla
- 124. Declaration of Jose Rivera
- 125. Declaration of Matthew Schwegman
- 126. Declaration of David Setren
- 127. Declaration of Clinton Skeens
- 128. Declaration of Michael Smith
- 129. Declaration of William Smith
- 130. Declaration of Robert Synan
- 131. Declaration of Kyle Toering
- 132. Declaration of Daniel Vang
- 133. Declaration of Eric Wagner
- 134. Declaration of Richard Walker 2/17/10
- 135. Declaration of Richard Walker 3/10/11
- 136. Declaration of Dennis Warner
- 137. Declaration of Ray Wetzel
- 138. Declaration of Randall Whitrock
- 139. Declaration of Todd Witkowski
- 140. 9-18-09 Paycheck verification procedures (Depo. exh.18) DSAT/UTEK 1989
- 141. Employee Agreement - Pre-Tax Payroll Deductions (Depo. exh. 24)

142. How to Use TriCor's Internet Requesting System DSAT-UTEK 00172 (Depo. exh. 25)
143. DirectSat Employee Candidate Employment Release Statement (blank) (Depo. exh. 28) DSAT-UTEK 00173
144. DirectSat Abuse Acknowledgment / Release Employee Candidate (blank) (Depo. exh. 29) DSAT-UTEK 00173
145. PTO Request Form (blank) (Depo. exh.30)
146. DirectSat form SSA-89 (blank) (Depo. exh.31) DSAT-UTEK 00174
147. Drug-Free Workplace Policy (Depo. exh. 33) [5 pages, Bates # cut off on copy]
148. FMLA policy (Depo. exh. 40) DSAT-UTEK 001887
149. Company paid holiday policy (Depo. exh. 41)
150. Interview Questions (Depo. exh. 42) DSAT/UTEK 001944-1951
151. DirectSat Experienced Technician Referral Program (Depo. exh. 45)
DSAT/UTEK 001978-9
152. Request for Resources (Depo. exh. 50) DSAT/UTEK 003131
153. Espenscheid Weekly Time Sheet, week ending 1-10-09 (Depo. exh. 4, Woodford)
DSAT/UTEK 001808
154. Espenscheid timesheet wk ending 5-16-09 DSAT/UTEK 001857
155. Authorization to deduct, 8-31-09, Dwayne Hefner (Depo. exh. 4, Yannantuono)
DSAT/UTEK 007746
156. Authorization to deduct, 9-30-07, Donzie Bender (Depo. exh. 5, Yannantuono)
DSAT/UTEK 009581
157. Authorization to deduct for Technician Blanchette, 11-2-07 (Depo. exh. 1, Bah)
DSAT/UTEK 009932
158. Billak personnel documents (Depo. exh. 1, Billak) DSAT/UTEK 11447-77
159. Billak DSAT History (Depo. exh. 2, Billak)
160. DirectSat USA Fleet Policy Handbook with 3-3-09 Global Positioning System
Policy excerpt (no Bates, but pp 8-9)

161. HSP Site Training Cover Sheet - Rola (training manager) (Depo. exh. 2, Dellinger)
162. HSP Site Training Cover Sheet (blank) (Depo. exh. 3, Dellinger)
163. PA call 11-21-08 No Bates, but 10 pages. (Dkt no. 379-12)
164. PA Call 8-7-09 No Bates, but 4 pages (Dkt no. 379-8, pp. 33-36)
165. Technician pay information from Philadelphia week ending 6-16-07 (Billak Depo. exh. 3)
166. Technician pay information from Philadelphia week ending 6-23-07 (Billak Depo. exh. 4)
167. Technician pay information from Philadelphia week ending 6-30-07 (Billak Depo. exh. 5)
168. Payroll uploads from 2007 DSAT/UTEK 364356-71
169. DSAT-UTEK365791 1-16-10 Email to dispatchers and supervisors and some upper mgmt from Gail Stephens re. GPS
170. DSAT-UTEK365793 12-14-09 Email to dispatch and some upper mgmt from Tandy Talbot. re. GPS
171. DSAT-UTEK365794 1-28-10 Email to dispatch and upper mgmt from Gail Stephens. re. GPS
172. DSAT-UTEK365796 12-17-09 Email to dispatch and upper mgmt from Randy Talbot re. GPS
173. DSAT-UTEK365806-07 10-6-09 Heaberlin Email re. GPS
174. DSAT-UTEK365809-10 5-6-09 Email string involving Shockman re. timesheet accuracy
175. DSAT-UTEK365814 2-2-10 Email refers to GPS providers Trimble and "Greenroad".
176. DSAT-UTEK365815-828 Email "FSR's & Escalations" by Martin Jones re. ETA call policy
177. DSAT-UTEK365836 6-11-09 Email Heaberlin re. GPS

178. DSAT-UTEK365839 2-3-10 Email Muehlenbruch to Morrison, Carroll, Miller re. after hours exception reports
179. DSAT-UTEK365896 12-17-09 Email from Heaberlin including upper mgmt. re meetings in morning and nonproduction pay
180. DSAT-UTEK365898 2-21-09 Email Vagnozzi, Downey, Lawley, Marino re. PROS
181. DSAT-UTEK365902 9-18-07 Email Heaberlin, Yannantuono, Bramson re. OT
182. DSAT-UTEK365944 11-24-09 Email Brodsky to Giacalone, Hisey re. financial information and lawsuits
183. DSAT-UTEK365984 5-15-07 Email to Downey from Prisk. Re. not recording OT
184. DSAT-UTEK365987 2-20-07 Email between Hisey and Yannantuono. re. GPS
185. DSAT-UTEK366017-020 10-9-08 Email Lawley and Shockman re OT and lawsuits
186. DSAT-UTEK366021 2-1-08 Email from a DirecTV to Yannantuono, Downey, Hisey re a wage and hour lawsuit in Missouri.
187. DSAT-UTEK366023 2-16-08 Email Downey and Fabrizio re. Rizk case
188. DSAT-UTEK366024 8-3-09 Email from a tech to Sobieraj and Nagel. re. GPS and timesheets
189. DSAT-UTEK366035 8-27-08 Email Dan Y., Robbins, Miller, Kowalski, re. 10 and 12 hour shifts
190. DSAT-UTEK 366035, 366037-040 8.27.08 Yannantuono Email re Siebel
191. DSAT-UTEK366041 4.24.08 Email Kowalski, Riddle, Yannantuono, Miller re Siebel
192. DSAT-UTEK366042 2-18-09 Email Downey to Yannantuono, Lejman, re. financials and lawsuits
193. DSAT-UTEK366044-048 9-4-06 Email memo from Littler Mendelson to Steve Amato re a class action

194. DSAT-UTEK366072 9-11-08 Email Dellinger email re “the bulk of the country in underreporting, Siebel durations might be marginally off, they are not off by 20+ hours a week.”
195. DSAT-UTEK366078 11-4-08 Email Shockman and Lawley re. underreporting
196. DSAT-UTEK366084-85 2.18.09 Email Downey, Yannantuono re. underreporting
197. DSAT-UTEK366086 9-6-07 Email Hisey to outside counsel re an individual lawsuit and financials
198. DSAT-UTEK366088-89 Email Romano to Yannantuono, Conn, Patrick, Heaberline, and others, 1-31-08 re. OT scheduling
199. DSAT-UTEK366104-105 7-19-06 Email Yannantuono to many, including Riddle, Downey, and DSat managers re. underreporting
200. DSAT-UTEK366114-117 September 13, 2007 email including Yannantuono, Downey, Miller, Kowalski re. Siebel scheduling and lunch breaks
201. DSAT-UTEK366118-119 8-15-07 Email Miller, Yannantuono, Heaberlin, Riddle, Kowalski re. Seibel Routing Analysis and 10 hour workday.”
202. DSAT-UTEK366122-128 Aug-Sept. 2009 Email string with Kowalski, Heaberlin, Carroll, Miller, Yannantuono re. underreporting and effective hourly rate
203. DSAT-UTEK366129 1-14-09 Email from Schockman re. altering timesheet
204. DSAT-UTEK366131 Email chart showing required hours of availability for each profit center and the number of hours of actual availability of techs for each profit center.
205. DSAT-UTEK366132-230 Email Possibly a Siebel report showing hours scheduled for each tech.
206. DSAT-UTEK366239 6-16-09 Email Downey to Dougherty and Bronstein re. knowledge of underreporting
207. DSAT-UTEK366294-95 Email Shockman to a local supervisor. August 2009 re. travel time compensation
208. DSAT-UTEK366296 1-10-05 Email memo from Stephenson to Hisey, Battaglia, and others, re. travel time compensation and paperwork time
209. DSAT-UTEK366411 2-19-08 Email from Lawley to managers re a memo re overtime and meal periods

- 210. DSAT-UTEK366412-13 10-18-08 Email from a tech to Yannantuono re. no OT
- 211. DSAT-UTEK366422 7-25-06 Email from a PA to Heaberlin Riddle, Yannantuono, Downey re. timesheets
- 212. DSAT-UTEK366477 8-25-08 Email from Bill Lever to Bramson and Heaberlin re. OT
- 213. DSAT-UTEK366494-96 10-23-09 Email between Shockman and Michael Lennon re how to calculate effective hourly rate.
- 214. DSAT-UTEK365529 11-18-08 Email Yannantuono and others re. GPS cost benefit analysis
- 215. DSAT-UTEK366539-41 7-31-08 Email from Fabrizio re. DOL requests and timesheets
- 216. DSAT-UTEK366570 11-24-09 Email Lejman to Brodsky Giacalone Hopkin, Hisey re litigation issue
- 217. DSAT-UTEK366615-616 8-28-08 Email Lawley, Yannantuono, Downey, re. OT
- 218. DSAT-UTEK366649-50 11-1-09 Email Heaberlin to Yannantuono re. OT and efficiency
- 219. DSAT-UTEK366660-61 8-11-09 Heaberlin emails re. revenue per tech
- 220. DSAT-UTEK366662-63 3-2-08 Email from Yannantuono to Fabrizio re Rizk litigation and upcoming deposition of Randy, a dispatch manager.
- 221. DSAT-UTEK366687 4-27-07 Email Hisey to Yannantuono re. company policy violations
- 222. DSAT-UTEK366693-94 Email Riddle to Dellinger and Yannantuono re. MR report and cutting OT
- 223. DSAT-UTEK366703-04 10-1-07 Email Joy Powell, PA, to Lawley, acknowledging that numerous timecards had been altered
- 224. DSAT-UTEK366705-07 8-11-09 Email Shockman, Snell, Dave Miller, Militello re. PROS system
- 225. DSAT-UTEK366726 5-26-07 Email Yannantuono to Hisey re. company policy

- 226. DSAT-UTEK366731-32 3-21-08 Email Downey regarding overtime
- 227. DSAT-UTEK366766 1-24-08 Email Romano to Victor, Core, Yannantuono, Kowalski, Sowell re. \$15.00 efficiency rate
- 228. DSAT-UTEK366771 12-26-06 Email Prisk to Downey re. OT violation offense
- 229. DSAT-UTEK366786-87 3-13-07 Email Battaglia to field and management re. overtime problems
- 230. DSAT-UTEK366792 2-7-06 Email Blast Facts Tech Points Scheduled Report
- 231. DSAT-UTEK366821-22 5-8-07 Email Yannantuono to Kowalski re. @road reports
- 232. DSAT-UTEK366845-50 12-27-07 Email string involving Shockman, W. Jones, and a local PM, re. timesheet accuracy
- 233. DSAT-UTEK366851-52 10-20-06 Email Randy Talbot and Riddle re. pre-call policy and work orders
- 234. DSAT-UTEK366855-56 8-11-09 Email Militello, Dave Miller, Shockman, Snell re GPS and new timesheets
- 235. DSAT-UTEK366859 7-27-09 Email Shockman re new timesheets, meeting time and production
- 236. DSAT-UTEK366872 2-2-08 Email email from a tech to Riddle, Downey, Yannantuono re. routes
- 237. DSAT-UTEK366876 12-5-07 Email to Giacalone re Oregon class action
- 238. DSAT-UTEK 111283-4 William Morrison Review Sept. 2009
- 239. DSAT-UTEK 111336 Review re CNI Bonus
- 240. DSAT-UTEK 111358-9 Greg Twilley review re. CNI bonus
- 241. DSAT-UTEK 118139 UniTek Global Org Chart for HR
- 242. DSAT-UTEK 127278 8.24.10 Memo re. bonus plan
- 243. Yannantuono Memo 10.1.09 Redline, No Bates
- 244. DSAT/UTEK 016233-36 Safety Meeting Handout and sign-in sheet 1.12.09 (Pittsburgh, PA)

- 245. Job Description - Field Supervisor (Depo. exh. 20) DSAT/UTEK 143-146
- 246. UniTek USA DirectSat USA Employee Handbook (Depo. exh. 2, Idler)
DSAT/UTEK108111 - 54
- 247. Unitek USA Employee Handbook (Depo. exh. 63, Clay) DSAT/UTEK 108155-98
- 248. Timesheets from profit center 636 showing same start time, lunch break and
ending time every day:
 - Charles Booker, Bates nos. DSAT-UTEK304396
 - Rafael Bohorquez, Bates nos. DSAT-UTEK305877
 - Charles Tice, Bates nos. DSAT-UTEK305646
- 249. Timesheets from profit center 637 showing same start time, lunch break and
ending time every day:
 - Benito DelaCruz, Bates nos. DSAT-UTEK311902 and 312576
 - Noel Nansley, Bates nos. DSAT-UTEK311098
 - Richard Sirotnak, Bates nos. DSAT-UTEK311270
- 250. Timesheets from profit center 638 showing same start time, lunch break and
ending time every day:
 - Michael Davies, Bates nos. DSAT-UTEK314644
 - Jonathan Shultz, Bates nos. DSAT-UTEK314708
- 251. Bryan Bruheim personnel file DSAT/UTEK 141169-141205
- 252. Michael Jackson personnel file DSAT/UTEK 170155-170200
- 253. Jackson timesheets week ending 8.2.08-3.12.11
- 254. Jackson GPS and payroll data provided by DirectSat dated 8.1.09-10.31.09, no
Bates
- 255. Dustin Nicholson personnel file DSAT/UTEK 151043-151073
- 256. Nicholson timesheets week ending 2.7.09-5.2.09
- 257. Todd Witkowski personnel file DSAT/UTEK 117953-117984
- 258. Witkowski timesheets week ending 11.28.09-2.27.10
- 259. Todd Brennan personnel file DSAT/UTEK 121907-121949
- 260. Brennan timesheets week ending 1.3.09-11.14.09

- 261. Nathan Fraley personnel file DSAT/UTEK 359935-359978
- 262. Fraley timesheets week ending 3.14.09
- 263. Fraley GPS and payroll data provided by DirectSat 8.1.09-11.1.09
- 264. Examples of Incomplete Personnel Files.
DSAT/UTEK: 159914-918 (Diorio p-file);
168091-093 (James C. George p-file);
168252 (Tom Hedlun p-file);
168685 (Benjamin Hernandez p-file);
296105 (Greg Setnik p-file);
296606 (Kelvin Betters p-file);
301174-175 (Ronald Lea p-file);
350119 (Tom Hedlund second p-file);
362948-951 (Paul Smith p-file);
363521 (Matthew Thruman p-file);
102473-474 (Guy Peacock p-file).
- 265. DirecTV Time in Motion Studies (Seibel) produced pursuant to subpoena, Disk 1
- 266. DirecTV Time in Motion Studies (Seibel) produced pursuant to subpoena, Disk 2
- 267. DirecTV Time in Motion Studies (Seibel) produced pursuant to subpoena, Disk 3
- 268. DirecTV Time in Motion Studies (Seibel) produced pursuant to subpoena, Disk 4

Respectfully submitted this 6th day of May, 2011.

GINGRAS, CATES & LUEBKE, S.C.

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